

STATE OF
COLORADO

Girardi - DNR, Chris <chris.girardi@state.co.us>

Keenesburg No. 2 Mine- October 2024 Inspection Report and Updated Bond

Brady Reece <breece@capitalsand.com>

Tue, Feb 4, 2025 at 11:15 AM

To: "Girardi - DNR, Chris" <chris.girardi@state.co.us>

Cc: Scott Jinks <sjinks@capitalsand.com>, Dave Patterson <dpatterson@capitalsand.com>, Jared Ebert - DNR <jared.ebert@state.co.us>, "jmbeckpe@comcast.net" <jmbeckpe@comcast.net>, Lily Alexander <lalexander@capitalsand.com>

Chris,

Thank you for sending. Please see attached Colorado Sand Company's reply to the Division's letter. Additionally, I have sent a hard copy via USPS.

Please let me know if you have any questions. Thank you.

Best,

Brady

Brady Reece | M: (970) 978-9858

From: Girardi - DNR, Chris <chris.girardi@state.co.us>**Sent:** Tuesday, January 21, 2025 10:53 AM**To:** Brady Reece <breece@capitalsand.com>**Cc:** Scott Jinks <sjinks@capitalsand.com>; Krajewski, Dustin <DKrajewski@trccompanies.com>; Dave Patterson <dpatterson@capitalsand.com>; Jared Ebert - DNR <jared.ebert@state.co.us>**Subject:** Keenesburg No. 2 Mine- October 2024 Inspection Report and Updated Bond

[Quoted text hidden]

2 attachments

**COS Revision.pdf**

1425K

**DRMS Letter Re Reclamation Bond Amount 02-03-2025.pdf**

96K



February 3, 2025

Mr. Chris Girardi
Environmental Protection Specialist
Colorado Division of Reclamation, Mining and Safety
1313 Sherman Street – Room 215
Denver, CO 80203

VIA EMAIL AND USPS

RE: Permit No. M2019-058 – Keenesburg No. 2 Mine (Weld County, CO)
Colorado Sand Company LLC
DRMS Inspection Report Dated January 21, 2025

Dear Mr. Girardi:

Per the Division's written instructions pertaining to the above-referenced Inspection Report, Colorado Sand Company LLC (CSC) is obligated to submit any questions regarding the Division's recalculation of the reclamation bond amount by not later than February 4, 2025. CSC hereby timely submits the following comments and questions in that regard.

- 1) We note that there is a minor error contained within the Inspection Report, that being present within Paragraph 2 on Page 1, wherein the Division notes an approved post-mining land use of "cropland". The permit application, as approved, depicts both an existing and post-mining land use of "rangeland" (please refer to Exhibit E: Reclamation Plan text). CSC respectfully requests that this error be corrected within the permit file (as may be warranted) as well as in future Inspection Reports.
- 2) CSC further notes the Corrective Action obligation relative to General Compliance With the Mine Plan, requiring CSC submittal of a Technical Revision by not later than March 22, 2025. CSC will provide said Technical Revision under separate cover; however, CSC notes that the subject water tanks (two cylindrical, open-top steel tanks of approximately 120-ft. diameter and 12-ft. height) are and always have been the property of the underlying land owner, Gutterson Ranches LLC and/or Gutterson Exchange LLC. It is the landowner's desire that the tank installation remain fully intact upon cessation of all mining activity carried out in conjunction with Permit No. M2019-058, along with the approximately 4.9-acre "pad" surround which is utilized for access to and maintenance of the tank installation. CSC mining activity has progressed around and beyond the tank installation and the otherwise undisturbed facility/area condition reflects that desired by the underlying landowner. Accordingly it is CSC's opinion that the subject 4.9-acre area associated with the tank installation be excluded/removed from any reclamation obligation attributable to CSC operations.



Given the foregoing, the 309.0 acres of mining disturbance, minus the 4.9 acres allocated to the tank installation, results in a to-date total affected area of approximately 304.1 acres. Accordingly, CSC requests that any re-calculation of the reclamation bond consider only this 304.1 acre total of demonstrably affected acreage.

- 3) CSC concurs with the Division's assessment/requirement that the plant area disturbance will be included in all future annual reports.

CSC appreciates the opportunity to submit an inquiry relative to the reclamation bond calculation on the basis of the foregoing, and if there are any questions or a need for further clarification, we ask that you please contact the undersigned at (970) 978-9858.

Sincerely,
COLORADO SAND COMPANY LLC

A handwritten signature in black ink that reads "Brady Reece". The signature is written in a cursive, flowing style.

Brady Reece
Chief Commercial Officer

Attachment (Aerial Photogrammetry)

cc: S. Jinks

Legend



Technical Revision
4.9 acres

